

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the	)	Application No. C-3823
Application of Consumer	)	
Telcom, Inc., Henderson,	)	
Nevada, seeking authority to	)	
operate as an interexchange	)	GRANTED
carrier of telecommunication	)	
services within the State of	)	
Nebraska.	)	Entered: August 14, 2007

BY THE COMMISSION:

### O P I N I O N   A N D   F I N D I N G S

By application filed June 18, 2007, Consumer Telcom, Inc., ("Consumer" or "Applicant"), Henderson, Nevada, seeks authority to provide non-facilities based resold interexchange telecommunications services within the State of Nebraska. Notice of the application was published in the Daily Record, Omaha, Nebraska, on June 25, 2007. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

Applicant is a privately held corporation organized under the laws of Nevada with its headquarters in Henderson, Nevada. Applicant is authorized by the Secretary of State to operate in Nebraska as a foreign corporation. In addition, no officer, director or shareholder having five percent or more of the Applicant's voting securities has been involved in a formal complaint or other investigatory or enforcement proceeding.

Applicant is a switchless, non-facilities based interexchange resale carrier proposing to provide switched and dedicated access interexchange telecommunications services to commercial and residential subscribers throughout the State of Nebraska. All network services are supplied by Global Crossings, however, Applicant states it may offer services provided by other interexchange carriers duly registered with the Commission. The Applicant does not propose to provide alternative operator services nor require advanced payments or deposits. Applicant will contract with the incumbent local exchange carriers for billing services. Customer service is available through a toll-free 800 number.

Interexchange reseller applications are subject to Commission jurisdiction under Neb. Rev. Stat. §§ 86-128 and 86-129 and Title 291 of the Commission's Rules and Regulations, Chapter 5, Rule 003.12. From examination of the application filed herein and the financial information provided by the Applicant, the Commission finds that Consumer provided all the information required by the Commission, possesses adequate financial resources to provide the proposed service and adequate technical competency to provide the proposed service. Approval of the application would serve the public interest. Accordingly, the application should be granted.

## O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application C-3823 be, and it is hereby, granted and Consumer Telcom, Inc., is authorized to provide interexchange telecommunication services within the State of Nebraska.

IT IS FURTHER ORDERED that the applicant shall file, in accordance with the applicable statutes on or before April 30th of each year, an annual report with this Commission consisting of: (a) a copy of any report filed with the Federal Communications Commission; (b) a copy of any annual report to stockholders; and (c) a copy of the latest Form 10-K filed with the Securities and Exchange Commission. If these are not available, applicant shall submit a balance sheet and income statement for the previous year of operation, as well as the investment made in telephone plant and equipment located within the state, accumulated depreciation thereon, operating revenues and expenses and taxes.

IT IS FURTHER ORDERED that, to the extent applicable, the applicant shall comply with all laws pertaining to, and all rules and regulations promulgated under, the Telecommunications Relay System Act (Neb. Rev. Stat. §§ 86-301 to 86-315) and the Nebraska Telecommunications Universal Service Fund Act (Neb. Rev. Stat. §§ 86-316 to 86-329).

IT IS FURTHER ORDERED that applicant file its current tariff, along with the appropriate fee, prior to offering service pursuant to the certificate granted in this order.

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IT IS FINALLY ORDERED that this order be, and it is hereby made, the Commission's official Certificate of Authority to furnish the service authorized herein as a common carrier.

MADE AND ENTERED at Lincoln, Nebraska, this 14<sup>th</sup> day of August, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Gualeo L. Vap*  
*Gene C. Breyer*  
*Tom Schram*

//s// Rod Johnson  
//s// Frank E. Landis

Chairman

ATTEST:

*AdS Pollock*  
Executive Director

